

Amendment # 1

This is an Amendment to the Quantity Purchase Agreement #11545 entered into by and between the IDOA/on behalf of All State Agencies specifically DNR (hereinafter referred to as "State") and Spear Corporation (hereinafter referred to as "Contractor") dated May 15, 2010. In consideration of the mutual undertakings and covenants hereinafter set forth, the parties agree to amend the existing contract as follows:

To add the following items to the award. Original vendor defaulted and Spear Corporation is next low meeting specifications.

Item # and Description	Quantity/UOM	Price
100034053, Pulsar Stabilizer	148/ Pail	\$100.00
100035054, Pulsar Shock	104/ Pail	\$79.95
100034055, Pulsar Acid Cleaner	5/Case	\$87.00
100034060, Clear Blue Clarifier	6/ Case	\$140.00
100034061, GLB Algimycin 2000	9/ Case	\$298.00
100034057, IS-3 Plus Enzymes	29 /Pail	\$205.00
100107922, Stabilizer, (Cyanuric Acid)	6/ Pail	\$100.00
100107925, Cleaner, GLB TLC	2 /Case	\$135.00
100107927, Buffer, (to raise total alkalinity)	31/ Pail	\$52.50

Total amount of this action is \$.00.

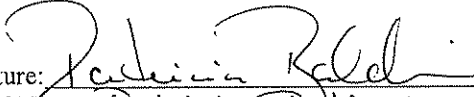
All other matters previously agreed to and set forth in the original agreement and not affected by this Amendment shall remain in full force and effect.

Non-Collusion and Acceptance

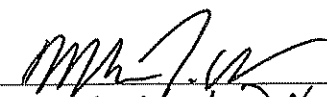
The undersigned attests, subject to the penalties for perjury, that he/she is the contracting party, or that he/she is the representative, agent, member or officer of the contracting party, that he/she has not, nor has any other member, employee, representative, agent or officer of the firm, company, corporation or partnership represented by him/her, directly or indirectly, to the best of his/her knowledge, entered into or offered to enter into any combination, collusion or agreement to receive or pay, and that he/she has not received or paid, any sum of money or other consideration for the execution of this agreement other than that which appears upon the face of the agreement.

In Witness Whereof, Contractor and the State of Indiana have, through duly authorized representatives, entered into this agreement. The parties having read and understand the foregoing terms of the contract do by their respective signatures dated below hereby agree to the terms thereof.

Contractor:

Signature: 
Printed Name: Patricia Baldwin
Title: CFO
Date: 5/20/2010

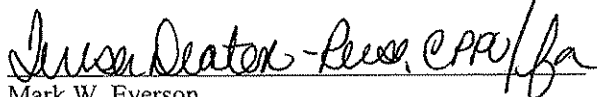
State of Indiana Agency:

Signature: 
Printed Name: Michael DeValle
Title: Contract Manager
Date: 5/26/10

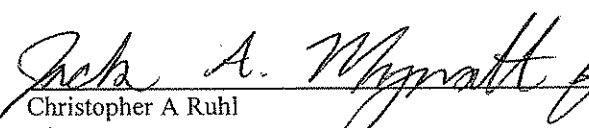
Indiana Office of Technology

N/A
Gerry Weaver
Chief Information Officer
Date: _____

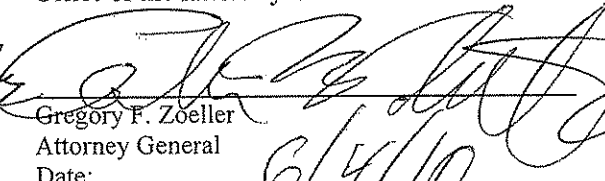
Department of Administration


Mark W. Everson
Commissioner
Date: 5/26/2010

State Budget Agency


Christopher A Ruhl
Director
Date: 6/1/10

Office of the Attorney General


Gregory F. Zoeller
Attorney General
Date: 6/4/10

[illegible]

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Requisition Nbr.: ASA-10-032

Effective Date: 05/15/2010

Expiration Date: 05/14/2011

Agency Number:

Facility: Pool Chemicals for DNR

Vendor ID: 0000008059

Vendor Telephone Nbr: 765-522-1702

Name Of Contact Pers: CONNIE SPEAR

FAX Number: 765-522-1702

Vendor SPEAR CORPORATION
Remit to: PO BOX 3
ROACHDALE IN 46172

Name and Address of Vendor: SPEAR CORPORATION
Cntct: CONNIE SPEAR
PO BOX 3
ROACHDALE IN 46172

In accordance with your bid, submitted in response to the above referenced solicitation, the Vendor agrees that the Indiana Department of Administration, Procurement Division, has the option to purchase the items listed below under the terms of this agreement. The Vendor agrees to charge these prices for any products ordered on any QPA release received after the expiration of the QPA but issued prior to the expiration date. The quantity listed herein is an estimate of the requirements. The state may order substantially more or substantially less pursuant to the terms of this agreement. **Orders are to be delivered only upon receipt of properly approved Quantify Purchase Award Release.**

Line Number	Quantity	UNIT	Article and Description	Unit Price
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This is an award of a Quantity Purchase Agreement for Pool Chemicals for DNR.

QPA can be mutually renewed yearly for three additional years.

The vendor agrees to charge these prices for any products ordered on any QPA release received after the expiration date, but issued prior to the expiration date, and postmarked no later than 14 business days after the QPA's expiration date.

Quantities are estimates and could be more or less.

The awarded vendor must maintain, at a minimum the information listed below in excel format and supplied to the State within one week of the request.

The report must include purchases from State Agencies and any Political Subdivision's purchases.

- * Entity Name
- * Entity Address
- * Date of Order
- * Purchase Order Number
- * Description of Goods Ordered
- * Quantity
- * Order Total

Delivery - 2 weeks from receipt of order.

1	99,999,999.00 PL	000000000100034052	Pulsar Briquettes, scale inhibitor (target % by wt.), minimum 0.4, maximum 0.6; Weight (grams), minimum 7, maximum 8, approx. dimension (mm), maximum 32 x 19 x 13. Product contains no cyanuric acid. Pails = 50 lbs.	103.5000
2	99,999,999.00 DR	000000000100034059	Sodium Bisulfate, off-white granular material, with the consistency of salt, used for cleaning compounds. Product composition is: Sodium bisulfate, % by wt, 91.5-94.7; Sodium sulfate, % by wt, 4.8-8.0; Moisture,% by wt, 0.1-0.5. Drum = 100 lbs.	59.0000
3	99,999,999.00 PL	000000000100034056	Sodium Thiosulfate De Chlor; Reduces chlorine levels after shock treatment. Product composition is; Sodium thiosulfate, wt %, >97.5 (anhydrous), >63 (crystal). Pails = 50 lbs.	63.0000
4	99,999,999.00 PL	000000000100107925	Soda Ash - adjust PH, white granular, 50 lb pail	32.0000
5	99,999,999.00 PL	000000000100034053	Pulsar Stabilizer, Chlorine stabilizer for swimming pool use. Product composition is: Cyanuric acid, % range 90-99%; Sulfuric acid, % range, 0-1%; water, % range, 0-10%; Ammelide, % range, 0-0.5%; Ammeline, % range, 0-0.5%. Pails = 40 lbs.	100.0000
6	99,999,999.00 PL	000000000100034054	Pulsar Shock, calcium hypochlorite granules with 78% available chlorine. Fast dissolving, 92% dissolves in one minutes. Minimal insolubles and calcium provides corrosion protection. The product composition is: Calcium hypochlorite, % range, 65-90%; Sodium	79.9500
7	99,999,999.00 CS	000000000100034055	Pulsar Acid Cleaner, A descaling calcium carbonate. Product composition is; Lactic acid, % range, 45-55%; Water, % range, 45-55%; Soul supplier: Arch chemicals, Inc. Case = 12 qts.	87.0000

Qty Purchase Agreement QPA Number		Page
0000000000000000000011545		2 of 2
Requisition Nbr.:	ASA-10-032	
Effective Date:	05/15/2010	
Expiration Date:	05/14/2011	
Agency Number:		
Facility:	Pool Chemicals for DNR	
Vendor ID:	0000008059	
Vendor Telephone Nbr:	765-522-1702	
Name Of Contact Pers:	CONNIE SPEAR	
FAX Number:	765-522-1702	

Name and Address of Vendor: SPEAR CORPORATION
Cntct: CONNIE SPEAR
PO BOX 3
ROACHDALE IN 46172

In accordance with your bid, submitted in response to the above referenced solicitation, the Vendor agrees that the Indiana Department of Administration, Procurement Division, has the option to purchase the items listed below under the terms of this agreement.

The Vendor agrees to charge these prices for any products ordered on any QPA release received after the expiration of the QPA but issued prior to the expiration date. The quantity listed herein is an estimate of the requirements. The state may order substantially more or substantially less pursuant to the terms of this agreement.

Orders are to be delivered only upon receipt of properly approved Quantity Purchase Award Release.

Line Number	Quantity	UNIT	Article and Description	Unit Price
8	99,999,999.00	CS	000000000100034060 Clear Blue Clarifier; a liquid organic polymer to polish the water, helping the filter remove suspended particles that cause dull, cloudy water. Product composition is: Polydimethyldiallyammoniuchloride. Case = 12 qts.	140.0000
9	99,999,999.00	CS	000000000100034061 GLB Algimycin 2000, product composition is: Poly (oxyethylene(Dimethyliminio)Ethylene(Dimethyliminio)Ethylenichloride)Polydi methyldiallyammoniuchloride Case = 4 gallons.	298.0000
10	99,999,999.00	PL	000000000100034057 IS-3 Plus Enzymes, highly concentrated enzyme biocatalyst that prevents scum & waterline ring build-up, cloudy water, skin & eye irritations, surface oils; eliminates unpleasant chloramines' odor, reduces the demand on sanitizers & chemicals; works as a c	205.0000
11	99,999,999.00	PL	000000000100107922 Stabilizer, (Cyanuric Acid) to reduce chlorine dissipation. Streight- 2lb per 10,000 gallons to maintain a level of 20 PPM, 40 lb	100.0000
12	99,999,999.00	CS	000000000100107925 Cleaner, GLB TLC, Liquid acid and detergent to clean tile, vinyl pool paint, 1 gallon 4/Cs	135.0000
13	99,999,999.00	PL	000000000100107927 Buffer (to raise total alkalinity)	52.5000

The following UN/CEFACT Unit of Measure Common Codes are used in this document:

CS	Case
DR	Drum
PL	Pail

Signature of Purchasing Officer	Typed Name <i>Teresa Daston Reese</i>	Signature Of Approval Office Of the State Attorney General	
	Date Signed <i>5/20/2010</i>	Typed Name	Date Signed
Authorized Signature <i>Teresa Daston Reese</i>	Indiana Department Of Administration Procurement Division 402 West Washington Street, Rm W468 Indianapolis, Indiana 46204 Telephone: (317) 232-3150		